

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

EDGE CAPTURE L.L.C. and EDGE  
SPECIALISTS, L.L.C.,

Plaintiffs,

v.

BARCLAYS BANK PLC, BARCLAYS  
CAPITAL INC., UBS AG, UBS  
FINANCIAL SERVICES, INC., UBS  
SECURITIES L.L.C., WOLVERINE  
TRADING, L.L.C., AND WOLVERINE  
EXECUTION SERVICES, L.L.C.,

Defendants.

Civil Action No. 09-CV-1521

Judge Charles R. Norgle, Sr.

Magistrate Judge Denlow

**JURY TRIAL DEMANDED**

**DECLARATION OF GLENNA L. GILBERT IN SUPPORT OF PLAINTIFFS' REPLY  
MEMORANDUM OF LAW IN SUPPORT OF PLAINTIFFS' MOTION TO DISMISS  
DEFENDANT BARCLAYS' AND DEFENDANT UBS'S STATE LAW AND INEQUITABLE  
CONDUCT COUNTERCLAIMS AND AFFIRMATIVE DEFENSES**

I, Glenna L. Gilbert, declare as follows:

1. I am an attorney with the law firm of Robins, Kaplan, Miller & Ciresi L.L.P., counsel of record for Plaintiffs Edge Capture L.L.C. and Edge Specialists, L.L.C. ("Edge") in this action. I am admitted to practice before this Court.

2. I have personal knowledge of the facts stated herein, and if called upon to testify thereon as a witness, would do so.

3. The exhibits attached to this declaration are listed in this declaration in alphabetical order.

4. Attached hereto as Exhibit 1 is a true and correct copy of *FDIC v. Republic Title Co.*, 2011 U.S. Dist. LEXIS 42622 (N.D. Ill. Apr. 20, 2011).

5. Attached hereto as Exhibit 2 is a true and correct copy of *Maldonado v. Sinai Med. Group, Inc.*, 2008 U.S. Dist. LEXIS 3262 (N.D. Ill. Jan. 16, 2008).

6. Attached hereto as Exhibit 3 is a true and correct copy of *Therasense, Inc. v. Becton, Dickinson & Co.*, 2011 U.S. App. LEXIS 10590 (Fed. Cir. May 25, 2011).

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Dated: June 8, 2011

/s/ Glenna L. Gilbert  
Glenna L. Gilbert